

to any matter within the agency's jurisdiction.

§ 3500.3 Unlawful interests.

No member of, or delegate to, Congress, or Resident Commissioner, and no employee of the Department of the Interior, except as provided in part 20 of this title, shall be entitled to acquire or hold any Federal lease, or interest therein. (Officer, agent or employee of the Department—See 43 CFR part 20; Member of Congress—See R.S. 3741; 41 U.S.C. 22; 18 U.S.C. 431–433)

§ 3500.4 Appeals.

Any party adversely affected by a decision of the authorized officer made pursuant to the provisions of Group 3500 of this title shall have a right of appeal pursuant to part 4 of this title.

§ 3500.5 Filing of documents.

(a) All necessary documents shall be filed in the proper BLM office. A document shall be considered filed when it is received in the proper BLM office.

(b) All information which is submitted to the Bureau under the regulations in this group shall be available to the public unless exempt from disclosure under the Freedom of Information Act (5 U.S.C. 552), or unless otherwise provided in this group.

§ 3500.6 Multiple development.

The granting of a permit or lease for the prospecting, development or production of deposits of any particular mineral shall not preclude the issuance of other permits or leases for the same lands for deposits of other minerals with suitable stipulations for simultaneous operation, or the allowance of applicable entries, locations or selections of leased lands with a reservation of the mineral deposits to the United States. Each permit or lease shall reserve the right to allow any other uses, or to allow disposal, of the leased lands that will not unreasonably interfere with the exploration and mining operations of the permittee or lessee and the permittee/lessee shall make all reasonable efforts to avoid interference with such authorized uses.

§ 3500.7 Land use plans and environmental considerations.

(a) Any lease or permit issued under Group 3500 of this title shall be issued in conformance with the decisions, terms and conditions of a comprehensive land use plan for the mineral deposit in question.

(b) Before a lease or permit is issued, the authorized officer or the appropriate surface management agency shall comply with the requirements of the National Environmental Policy Act of 1969 (42 U.S.C. 4321 *et seq.*).

(c) Leases and permits shall be issued in a manner consistent with any unsuitability designation made under § 1610.7–1(b) of this title.

§ 3500.8 Lands not subject to leasing.

The following lands are not subject to leasing under the provisions of Group 3500:

(a) Lands within the boundaries of any unit of the National Park System, except as authorized by law;

(b) Lands within Indian Reservations, except the Uintah and Ouray Indian Reservation, Hillcreek Extension, State of Utah;

(c) Lands within incorporated cities, towns and villages;

(d) Lands within the National Petroleum Reserve—Alaska and oil shale reserves and within the national petroleum reserves;

(e) Lands acquired by the United States for development of helium, fissionable material deposits or other minerals essential to the defense of the country, except leasable minerals;

(f) Lands acquired by foreclosure or otherwise for resale;

(g) Acquired lands reported as surplus under the Federal Property and Administrative Services Act of 1949 (40 U.S.C. 471 *et seq.*); and

(h) Any tidelands or submerged coastal lands within the continental shelf adjacent or littoral to any part of lands within the jurisdiction of the United States.